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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/820,589

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EXAMINER

UTAMA, ROBERT J

ART UNIT

PAPER NUMBER

3714

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PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 09/820,589	<b>Applicant(s)</b> DOLLINS ET AL.	
	<b>Examiner</b> ROBERT J. UTAMA	<b>Art Unit</b> 3714	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

1) ☒ Responsive to communication(s) filed on 17 December 2007.

2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.

3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

4) ☒ Claim(s) 1-3 is/are pending in the application.

    4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.

6) ☒ Claim(s) 1-3 is/are rejected.

7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.

8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

9) ☐ The specification is objected to by the Examiner.

10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☐ All    b) ☐ Some \*    c) ☐ None of:

1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

1) ☒ Notice of References Cited (PTO-892)

2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) ☐ Information Disclosure Statement(s) (PTO/SB/08)  
    Paper No(s)/Mail Date \_\_\_\_\_.

4) ☐ Interview Summary (PTO-413)  
    Paper No(s)/Mail Date \_\_\_\_\_.

5) ☐ Notice of Informal Patent Application

6) ☐ Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Status of the application***

1. This office action is a response to the amendment and argument submitted on: 12/17/2007. The current statuses of claims are as follow: claim 1-3 are still pending. No claim has been withdrawn or cancelled.

### ***Continued Examination Under 37 CFR 1.114***

2. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 12/17/2007 has been entered.

### ***Specification***

3. The specification is objected to as failing to provide proper antecedent basis for the claimed subject matter. See 37 CFR 1.75(d)(1) and MPEP § 608.01(o). Correction of the following is required: "task stage", "cross functional link" and "action stage" are not explained or used in the specification but are present in the limitation of claim 2.

### ***Claim Rejections - 35 USC § 112***

4. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

5. Claim 2 rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claim 2 set forth the limitation of "task stage" and "action stage", the specification provided does not provide a teaching or definition of what task stage and action stage are.

***Claim Rejections - 35 USC § 102***

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

**7. Claim 1 - 3 rejected under 35 U.S.C. 102(b) as being anticipated by Jacober et al 6,020,886.**

**Claim 1:** The Jacober reference provides a teaching of integrating a business process and related training from which the business process is supported and task are completed (see col. 3:4-20) including a model of the business process wherein the business process includes stages defined by series of roles and task linked to an application system being used to carry out the business process (see FIG. 7 and col. 11:35-47) and defined by an interface, content and scenarios defined by series of roles and task linked to the application being used to carry out the business process (see col. 7:45-67) is supported by guidance from the integrated tools wherein selected portion of the integrated tools are accessed during the use of the application system to carry out the business process (see col. 3:4-20) wherein steps of the business process are identified and defined in the model (see FIG 7 and col. 11:35-47) and wherein in a scenario provides instruction through the content which defines the roles (see col. 11:35-47) and demonstrates the action necessary to complete the task linked to the system being used to carry out the business process (see col. 11:25-37) through at least one of graphical and textual material via the interface (see 7:55-8:10 and col. 11:25-37 “animation and text”).

**Claim 2:** The Jacober reference provides a teaching of integrating a business process and related training from which the business process is supported and task are completed (see col. 3:4-20) including a model of the business process wherein the business process includes stages defined by series of roles and task linked to an application system being used to carry

out the business process (see FIG. 7 and col. 11:35-47) and defined by an interface, content and scenarios defined by series of roles and task linked to the application being used to carry out the business process (see col. 7:45-67) is supported by guidance from the integrated tools wherein selected portion of the integrated tools are accessed during the use of the application system to carry out the business process (see col. 3:4-20) wherein steps of the business process are identified and defined in the model (see FIG 7 and col. 11:35-47) and wherein in a scenario provides instruction through the content which defines the roles (see col. 11:35-47) and demonstrates the action necessary to complete the task linked to the system being used to carry out the business process (see col. 11:25-37) through at least one of graphical and textual material via the interface (see 7:55-8:10 and col. 11:25-37 "animation and text"). The scenario includes a task stage (see FIG. 7 and col. 11:35-47) and action stage (see col. 12:46-61) and wherein the action stages includes a cross functional link from the process function to a supplementary action, the supplementary action supports the process function and outside the process function task (see FIG. 7 bullet 3 and 5 "Optional").

**Claim 3:** The Jacober reference provides a teaching of integrating a business process and related training from which the business process is supported and task are completed (see col. 3:4-20) including a model of the business process wherein the business process includes stages defined by series of roles and task linked to an application system being used to carry out the business process (see FIG. 7 and col. 11:35-47) and defined by an interface, content and scenarios defined by series of roles and task linked to the application being used to carry out the business process (see col. 7:45-67) is supported by guidance from the integrated tools wherein selected portion of the integrated tools are accessed during the use of the application system to carry out the business process (see col. 3:4-20) wherein steps of the business process are identified and defined in the model (see FIG 7 and col. 11:35-47) and wherein in a scenario provides instruction through the content which defines the roles (see col. 11:35-47) and demonstrates the action necessary to complete the task linked to the system being used to

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carry out the business process (see col. 11:25-37) through at least one of graphical and textual material via the interface (see 7:55-8:10 and col. 11:25-37 “animation and text”) which provides options of selection process function categories (see col.3:35-45) wherein the process function categories includes a series of stages (see FIG 7 step 1-5), the stages roles and task are linked to the application system being used to carry out the business process (see col. 3:4-20) and explained through task scenario supported by the application system (col. 7:55-67) a task scenario that demonstrate the action type required by the business process, the action scenario provides guidance through at least one of graphical, audio and textual material via an interface (see 7:55-8:10 and col. 11:25-37 “animation and text”).

### ***Response to Arguments***

8. Applicant's arguments with respect to claim 1-3 have been considered but are moot in view of the new ground(s) of rejection.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ROBERT J. UTAMA whose telephone number is (571)272-1676. The examiner can normally be reached on M-F 9:00-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Pezutto can be reached on (571)272-6996. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

RU

/Ronald Laneau/  
Supervisory Patent Examiner, Art Unit 3714  
2/14/08